

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

FLASHPOINT TECHNOLOGY, INC.,

Plaintiff,

v.

C.A. No. 08-139-GMS

AIPTEK, INC., ARGUS CAMERA CO., LLC,  
BUSHNELL INC., DXG TECHNOLOGY (U.S.A.)  
INC., DXG TECHNOLOGY CORP., GENERAL  
ELECTRIC CO., LEICA CAMERA AG, LEICA  
CAMERA INC., MINOX GMBH, MINOX USA, INC.,  
MUSTEK, INC. USA, MUSTEK, INC., OREGON  
SCIENTIFIC, INC., POLAROID CORP., RITZ  
INTERACTIVE, INC., RITZ CAMERA CENTERS,  
INC., SAKAR INTERNATIONAL, INC., D/B/A  
DIGITAL CONCEPTS, TABATA U.S.A., INC., D/B/A  
SEA & SEA, TARGET CORP., VISTAQUEST CORP.,  
VUPOINT SOLUTIONS, INC., WALGREEN CO., and  
WAL-MART STORES, INC.,

Defendants

**AFFIDAVIT OF MAILING PURSUANT TO LOCAL RULE 4.1(b)**

STATE OF DELAWARE                    )  
  ) SS.  
COUNTY OF NEW CASTLE            )

I, Evan O. Williford, being duly sworn, depose and say:

1. I am an attorney with the law firm of Bouchard Margules & Friedlander, P.A., counsel to FlashPoint Technology, Inc., plaintiff in the above-captioned action; I am duly authorized to make this affidavit on plaintiff's behalf and to represent the facts set forth herein.


2. Pursuant to 10 *Del. C.* § 3104, on March 11, 2008, plaintiff served the Secretary of State of the State of Delaware with a summons and a copy of the complaint

filed in the above-captioned action (the "Complaint") with respect to defendant DXG Technology (USA) Inc. ("DXG").

3. On March 11, 2008, a letter was sent by registered mail, return receipt requested, stating the information required by 10 *Del. C.* § 3104(d) and attaching a summons and Complaint, to DXG at the address listed below:

DXG Technology (USA) Inc.  
1001 Lawson Street  
City of Industry, CA 91748

4. An agent of DXG received and accepted the summons and Complaint on March 19, 2008, as evidenced by the return postal receipt attached hereto as Tab 1.

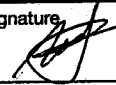
  
Evan O. Williford (Bar No. 4162)

SWORN TO AND SUBSCRIBED before me  
this 25<sup>th</sup> day of March, 2008.

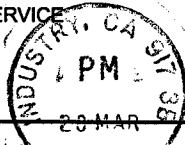
  
Notary Public

**JENNIFER SPEAKMAN**  
**NOTARY PUBLIC**  
**STATE OF DELAWARE**  
**My commission expires Oct. 16, 2009**

# TAB 1

SENDER: COMPLETE THIS SECTION		COMPLETE THIS SECTION ON DELIVERY	
<ul style="list-style-type: none"> <li>■ Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.</li> <li>■ Print your name and address on the reverse so that we can return the card to you.</li> <li>■ Attach this card to the back of the mailpiece, or on the front if space permits.</li> </ul>		<p>A. Signature  <input type="checkbox"/> Agent  <input checked="" type="checkbox"/> Addressee</p>	
<p>1. Article Addressed to:</p> <p>DXG Technology (USA) Inc.  1001 LAWSON Street  City of Industry, CA 91748</p>		<p>B. Received by (Printed Name) <u>Yau Wong</u> C. Date of Delivery <u>3-19-08</u></p>	
		<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes  If YES, enter delivery address below: <input type="checkbox"/> No</p>	
		<p>3. Service Type</p> <p><input type="checkbox"/> Certified Mail <input type="checkbox"/> Express Mail  <input checked="" type="checkbox"/> Registered <input checked="" type="checkbox"/> Return Receipt for Merchandise  <input type="checkbox"/> Insured Mail <input type="checkbox"/> C.O.D.</p>	
		<p>4. Restricted Delivery? (Extra Fee) <input type="checkbox"/> Yes</p>	
<p>2. Article Number  (Transfer from service label)</p>		<p>RE 338 479 831 US</p>	
PS Form 8811, February 2004		Domestic Return Receipt 102595-02-M-1540	

UNITED STATES POSTAL SERVICE



First-Class Mail  
Postage & Fees Paid  
USPS  
Permit No. G-10

• Sender: Please print your name, address, and ZIP+4 in this box •

Bouchard Margules & Friedlander  
222 Delaware Avenue  
Suite 1400  
Wilmington, DE 19801  
Attn: Evan D. Williford



**CERTIFICATE OF SERVICE**

I, Evan O. Williford, hereby certify that on March 25, 2008, I caused to be electronically filed a true and correct copy of the foregoing document – **Affidavit of Mailing Pursuant to Local Rule 4.1(b)** – with the Clerk of Court using CM/ECF which will send notification of such filing to the following counsel of record:

Richard K. Herrmann, Esquire  
Morris James LLP  
500 Delaware Avenue, Suite 1500  
Wilmington, DE 19801  
*Attorney for Defendant Bushnell, Inc.*

I further certify that on March 25, 2008, I caused a copy of the foregoing document to be served on the following defendants by First Class Mail:

Aiptek, Inc.  
51 Discovery  
Suite 100  
Irvine, CA 92618

Ritz Interactive Inc.  
2010 Main Street  
Suite 400  
Irvine, CA 92614

Argus Camera Company LLC  
1610 Colonial Parkway  
Inverness, IL 60067

Sakar International Inc.  
D/B/A Digital Concepts  
195 Carter Drive  
Edison, NJ 08817

DXG Technology (U.S.A.) Inc.  
1001 Lawson Street  
City of Industry, CA 91748

Tabata U.S.A. Inc.  
D/B/A Sea & Sea  
2380 Mira Mar Avenue  
Long Beach, CA 90815

General Electric Company  
3135 Easton Turnpike  
Fairfield, CT 06431

Target Corporation  
1000 Nicollet Mall  
Minneapolis, MN 55403

Leica Camera Inc.  
156 Ludlow Avenue  
Northvale, NJ 07647

VistaQuest Corporation  
6303 Owensmouth Avenue  
10<sup>th</sup> Floor  
Woodland Hills, CA 91367

Minox USA Inc.  
438 Willow Brook Road  
Plainfield, NH 03781

VuPoint Solutions Inc.  
17583 Railroad Street  
City of Industry, CA 91748

Mustek, Inc. USA  
15271 Barranca Parkway  
Irvine, CA 92618

Walgreen Co.  
200 Wilmot Road  
Deerfield, IL 60015

Oregon Scientific, Inc.  
19861 Southwest 95<sup>th</sup> Avenue  
Tualatin, OR 97062

Wal-mart Stores, Inc.  
702 Southwest 8<sup>th</sup> Street  
Bentonville, AK 72716

Polaroid Corporation  
1265 Main Street  
Waltham, MA 10022

Ritz Camera Centers, Inc.  
6711 Ritz Way  
Beltsville, MD 20705

/s/ Evan O. Williford

David J. Margules (I.D. No. 2254)  
Evan O. Williford (I.D. No. 4162)  
BOUCHARD MARGULES & FRIEDLANDER, P.A.  
222 Delaware Avenue, Suite 1400  
Wilmington, Delaware 19801  
Telephone: (302) 573-3500  
dmargules@bmf-law.com  
ewilliford@bmf-law.com

*Attorneys for plaintiff Flashpoint Technology, Inc.*